

Senate Study Bill 1126 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL BY
CHAIRPERSON SMITH)

A BILL FOR

1 An Act relating to energy conservation requirements contained
2 within the state building code or adopted by governmental
3 subdivisions, and including retroactive applicability
4 provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 103A.8A, Code 2017, is amended to read
2 as follows:

3 **103A.8A Energy conservation requirements.**

4 1. The state building code commissioner shall adopt as
5 a part of the state building code a requirement that new
6 single-family or two-family residential construction shall
7 comply with energy conservation requirements. The requirements
8 adopted by the commissioner shall be based upon a nationally
9 recognized standard or code for energy conservation. The
10 requirements shall only apply to single-family or two-family
11 residential construction commenced after the adoption of
12 the requirements. Notwithstanding any other provision
13 of this chapter to the contrary, the energy conservation
14 requirements adopted by the commissioner and approved by
15 the council shall apply to new single-family or two-family
16 residential construction commenced on or after July 1, 2008,
17 and ~~shall supersede and replace any minimum requirements for~~
18 ~~energy conservation adopted or enacted by a governmental~~
19 ~~subdivision prior to that date applicable to such construction~~
20 to all single-family or two-family residential construction
21 commenced on or after July 1, 2010. The state building code
22 commissioner may provide training to builders, contractors, and
23 other interested persons on the adopted energy conservation
24 requirements.

25 2. If a governmental subdivision has adopted minimum
26 energy conservation requirements applicable to residential
27 construction described in subsection 1 that are not less
28 restrictive than the minimum energy conservation requirements
29 provided in the international energy conservation code, 2009
30 edition, then such residential construction shall comply
31 with the energy conservation requirements adopted by the
32 governmental subdivision in lieu of the energy conservation
33 requirements adopted by the commissioner.

34 Sec. 2. Section 103A.10, subsection 5, Code 2017, is amended
35 by striking the subsection.

1 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies
2 retroactively to July 1, 2010.

3 EXPLANATION

4 The inclusion of this explanation does not constitute agreement with
5 the explanation's substance by the members of the general assembly.

6 This bill relates to energy conservation requirements
7 contained within the state building code or adopted by
8 governmental subdivisions.

9 Code chapter 103A requires new single-family or two-family
10 residential construction commenced on or after July 1, 2008,
11 to comply with energy conservation requirements adopted by
12 the state building code commissioner. "New construction", as
13 defined in the Code chapter, is expressly made inapplicable
14 to building renovations and repairs. The energy conservation
15 requirements adopted by the state building code commissioner
16 supersede and replace any minimum energy conservation
17 requirements adopted by a governmental subdivision.

18 The bill amends Code section 103A.8A to provide that all
19 single-family or two-family residential construction on or
20 after July 1, 2010, shall comply with the energy conservation
21 requirements, extending the requirements to existing residence
22 renovations and repairs.

23 The bill removes the language from Code section 103A.8A that
24 provides that the energy conservation requirements adopted
25 by the state building code commissioner are to supersede any
26 minimum requirements adopted by a governmental subdivision.
27 The bill makes conforming changes consistent with this
28 modification by striking Code section 103A.10(5).

29 The bill provides that if a governmental subdivision adopts
30 minimum energy conservation requirements that are not less
31 restrictive than the 2009 edition of the international energy
32 conservation code, then applicable residential construction
33 must comply with the energy conservation requirements
34 adopted by the governmental subdivision in lieu of the energy
35 conservation requirements adopted by the commissioner.

S.F. _____

1 The bill applies retroactively to July 1, 2010.